



PATENT
Attorney Docket No. UPA 2437C

THE UNITED STATES PATENT AND TRADEMARK OFFICE

United States Serial No. : 10/053,085
Filing Date : November 9, 2001
Inventors : Raymond J. Gorte
Title : THE USE OF SULFUR-CONTAINING FUELS
FOR DIRECT OXIDATION FUEL CELLS

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**PETITION REQUESTING ACCEPTANCE
OF UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. § 119
FOR THE BENEFIT OF A PRIOR FILED APPLICATION**

Applicants petition the United States Patent and Trademark Office to request acceptance of an unintentionally delayed claim under 35 U.S.C. § 119 to the benefit of United States Provisional Application No. 60/289,462 filed May 8, 2001. This provisional application was pending at the time the present Application was filed.

The entire delay between the date the claim was due under paragraph (a)(2) of Section 119, and the date the claim was filed, was unintentional.

A check in the amount of \$1,240.00 for the surcharge set forth in 37 CFR § 1.17(t) is enclosed.

Adjustment date: 10/23/2002 AKELLEY
08/21/2002 MBERHE 00000120 041406 10053085
03 FC:091 40.00 CR -1240.00 OP

Repln. Ref: 10/23/2002 AKELLEY 0013120600
DA#041406 Name/Number:10053085
FC: 704 \$1240.00 CR

Respectfully submitted,

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PTO Registration No. 28,833

Date: August 15, 2002

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03 FC:091 40.00 CR 1240.00 OP

OFFICE OF PETITIONS

EXHIBIT D

A Clean Copy of the Amendment to the Specification

Cross-Reference To Related Applications

This patent application claims the benefit of United States Provisional Patent Application No. 60/247,444 filed November 9, 2000, pending United States Provisional Patent Application No. 60/269,525 filed February 19, 2001, United States Provisional Patent Application No. 60/289,462 filed May 8, 2001, and United States Provisional Patent Application No. 60/308,313 filed July 27, 2001, the entire disclosures of which are incorporated by reference herein.